

**Amending Capital Project 475 – Slope Analysis & Stabilization – Increasing Funding For Construction Of Dewitt Lake Road Slope Stabilization Project In The Town Of Rosendale – Department Of Public Works (Highways & Bridges)**

Referred to: The Public Works and Capital Projects Committee (Chairwoman Petit and Legislators Fabiano, Greene, Litts, and Nolan), and The Ways and Means Committee (Chairwoman Archer and Legislators Donaldson, Gerentine, Maio, Joseph Maloney, Petit, and Ronk)

Chairwoman of the Public Works and Capital Projects Committee, Laura Petit, and Deputy Chair Dean J. Fabiano offer the following:

WHEREAS, this resolution has been submitted by the County Executive on behalf of the Department of Public Works; and

WHEREAS, the 2019-2024 Ulster County Capital Improvement Program included funding of \$1,000,000.00 for the replacement of a failed retaining wall on Dewitt Lake Road in the Town of Rosendale; and

WHEREAS, Resolution No. 162 of 2016 established Capital Project No. 475 in the amount of \$780,000.00 for slope analysis and repairs for indicated county roads; and

WHEREAS, Resolution No. 140 of 2018 amended Capital Project No. 475 to include construction inspection, construction, and construction supervision costs, for indicated roads, in the amount of \$392,480.00; and

WHEREAS, Resolution No. 390 of 2018 amended Capital Project No. 475 to include additional costs for construction, for indicated roads, in the amount of \$52,000.00, bringing the total project cost to \$1,224,480.00; and

WHEREAS, design services for Dewitt Lake Road were paid for out of Capital Project No. 475 in the amount of \$35,000.00; and

WHEREAS, the Commissioner of Public Works now desires to increase the total cost of Capital Project No. 475 to fund construction costs at Dewitt Lake Road slope stabilization project located in the Town of Rosendale Road; and

WHEREAS, the Commissioner of Public Works requests that Capital Project No. 475 be amended to reflect an increase of \$499,250.00 to include construction for the Project, bringing the total Project cost to \$1,723,730.00; now, therefore, be it

**Resolution No. 541      December 18, 2019**

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RESOLVED, that based upon examination by the Ulster County Legislature, the County's funding of this Project constitutes a Type II action as defined under Section 4.5.5 of the County of Ulster's State Environmental Quality Review Act (SEQRA) Type II List, which was adopted pursuant to Resolution No. 118 of 2010; and, be it further

RESOLVED, Ulster County has determined that this funding action does not pose a significant potential environmental impact and may be progressed as a Type II action in accordance with 6 NYCRR Part 617 of SEQRA, and does not require any further determination or procedure under SEQRA; and, be it further

RESOLVED, that the 2019 Ulster County Capital Fund Budget is hereby amended as follows:

	<u>INCREASE</u>	<u>AMOUNT</u>
HH.5197.0475-2300.2550 (App. #)	Capital Project No. 475 Construction	\$499,250.00
HH.5197.0475-3500.5710 (Rev. #)	Serial Bonds	\$499,250.00

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 21                      NOES: 0  
(Absent: Legislators Eckert and Fabiano)

Passed Committee: Public Works and Capital Projects on December 4, 2019

Passed Committee: Ways and Means on December 10, 2019

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FINANCIAL IMPACT:

\$499,250.00 – COUNTY CAPITAL FUND APPROPRIATIONS

\$499,250.00 – COUNTY REVENUE - SERIAL BONDS

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 18<sup>th</sup> Day of December in the year Two Thousand and Nineteen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 20<sup>th</sup> Day of December in the year Two Thousand and Nineteen.

|s| Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

Submitted to the County Executive this  
20<sup>th</sup> Day of December, 2019.

Approved by the County Executive this  
24<sup>th</sup> Day of December, 2019.

|s| Victoria A. Fabella  
Victoria A. Fabella, Clerk

|s| Patrick K. Ryan  
Patrick K. Ryan, County Executive